IAP15 Rec'd PCT/PTO 21 JUL 2006

FORM PTO-1390 (REV\_01-2003)

US DEPARTMENT OF COMMERCE PATENT & TRADEMARK OFFICE

## TRANSMITTAL LETTER TO THE UNITED STATES

ATTORNEY'S DOCKET NUMBER 128497

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

|   |             | ESIGNATED/ELECTED OF<br>ONCERNING A FILING UN   | 10/53617a42                                   |  |  |  |  |  |
|---|-------------|---|---|--|--|--|--|--|
| INTERNATIONAL APPLICATION NO.<br>PCT/FR2005/000156  |             |   | INTERNATIONAL FILING DATE<br>January 24, 2005 | PRIORITY DATE CLAIMED<br>January 23, 2004        |  |  |  |  |
| TITLE OF INVENTION COMPOSITION FOR TREATING PATHOLOGY ASSOCIATED WITH MSRV/HERV-W   |             |   |   |  |  |  |  |  |
| APPLICANTS FOR DO/EO/US Patrice MARCHE; Alexandre ROLLAND; Evelyne JOUVIN-MARCHE; Herve PERRON                                  |             |   |   |  |  |  |  |  |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: |             |   |   |  |  |  |  |  |
| 1.  | $\boxtimes$ | This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.   |   |  |  |  |  |  |
| 2.  |             | This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.   |   |  |  |  |  |  |
| 3.  |             | This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. |   |  |  |  |  |  |
| 4.  | $\boxtimes$ | The US has been elected (Article 31).   |   |  |  |  |  |  |
| 5.  | $\boxtimes$ | A copy of the International Application as filed (35 U.S.C. 371(c)(2))  |   |  |  |  |  |  |
|   |             | a.  is attached hereto (required only if not communicated by the International Bureau).   |   |  |  |  |  |  |
|   |             | b. ⊠ has been communicated by the International Bureau.   |   |  |  |  |  |  |
|   |             | c. $\square$ is not required, as the applic   | cation was filed in the United States         | s Receiving Office (RO/US).                      |  |  |  |  |
| 6.  | $\boxtimes$ | An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))   |   |  |  |  |  |  |
|   |             | a. 🛛 is attached hereto.  |   |  |  |  |  |  |
|   |             | b.  has been previously submit  | ted under 35 U.S.C. 154(d)(4).                |  |  |  |  |  |
| •   |             | c.   The International Application was filed in English.  |   |  |  |  |  |  |
| 7.  |             | Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))  |   |  |  |  |  |  |
|   |             | a.   are attached hereto (required only if not communicated by the International Bureau).   |   |  |  |  |  |  |
|   |             | b.  have been communicated by the International Bureau.   |   |  |  |  |  |  |
|   |             | c.  have not been made; however, the time limit for making such amendments has NOT expired.   |   |  |  |  |  |  |
|   |             | d.  have not been made and will not be made.  |   |  |  |  |  |  |
| 8.  |             | An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).   |   |  |  |  |  |  |
| 9.  |             | An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).  |   |  |  |  |  |  |
| 10.   |             | An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).                    |   |  |  |  |  |  |
| Items 11 to 20 below concern document(s) or information included:   |             |   |   |  |  |  |  |  |
| 11.   |             | An Information Disclosure Stateme   | ent under 37 CFR 1.97 and 1.98.               |  |  |  |  |  |
| 12.   |             | An assignment document for recor  | ding. A separate cover sheet in co            | impliance with 37 CFR 3.28 and 3.31 is included. |  |  |  |  |
| 13.   | $\boxtimes$ | A preliminary amendment.  |   |  |  |  |  |  |
| 14.   | $\boxtimes$ | An Application Data Sheet under 37 CFR 1.76.  |   |  |  |  |  |  |
| 15.   |             | A substitute specification.   |   |  |  |  |  |  |
| 16.   |             | A power of attorney and/or change of address letter.  |   |  |  |  |  |  |
| 17.   |             | A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.  |   |  |  |  |  |  |
| 18.   |             | A second copy of the published international application under 35 U.S.C. 154(d)(4).   |   |  |  |  |  |  |
| 19.   |             | A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).   |   |  |  |  |  |  |
| 20.   | $\boxtimes$ | Sequence Listing; International Search Report.  |   |  |  |  |  |  |

## IAP11 Rec'd PCT/PTO 21 JUL 2006

| U.S. APPLICATION NO. (Sknown see 37 of R. 1<br>New Use Flater And Lation 14   | ATTORNEY'S DOCKET NUMBER   |                          |                       |                    |  |  |  |  |
|---|--|--------------------------|-----------------------|--------------------|--|--|--|--|
| 21. The following fees are submitted  | 128497  CALCULATIONS PTO USE ONLY  |                          |                       |                    |  |  |  |  |
|   | <u> </u>   | . 10 002 01121           |                       |                    |  |  |  |  |
|   |  |                          |                       |                    |  |  |  |  |
| BASIC NATIONAL FEE (37 CFR 1.492  |  | \$ 300.00                | \$300.00              |                    |  |  |  |  |
| SEARCH FEE (37 CFR 1.492(b)(1)-(3)  | \$400.00   |                          |                       |                    |  |  |  |  |
| International preliminary examination re the USPTO as IPEA or ISA and favoral industrial applicability for all claims pres national phase   |  |                          |                       |                    |  |  |  |  |
| International search fee (37 CFR 1.445)   |  |                          |                       |                    |  |  |  |  |
| International search report provided to the search fee is paid  |  |                          |                       |                    |  |  |  |  |
| All situations not provided for above   |  |                          |                       |                    |  |  |  |  |
| EXAMINATION FEE (37 CFR 1.492(c))   | \$200.00   | ,                        |                       |                    |  |  |  |  |
| International preliminary examination report or written opinion prepared by the USPTO as IPEA or ISA and favorable as to novelty, inventive step, and industrial applicability for all claims presented in the application entering the national phase  |  |                          |                       |                    |  |  |  |  |
| Surcharge of \$130.00 for furnishing the  | search fee, the examination fe   | ee or the oath or        | \$                    |                    |  |  |  |  |
| declaration after the date of commence  | ment of the national phase (37   | CFR 1.492(h)).           | *                     |                    |  |  |  |  |
| APPLICATION SIZE FEE Total pages 138 - 100 = 38 ÷   | 50 = †1  | x 250 =                  | \$250.00              |                    |  |  |  |  |
| †round up to next integer   |  | <u> </u>                 |                       |                    |  |  |  |  |
| CLAIMS NUMBER   | FILED NUMBER EXTRA   | RATE                     | \$                    |                    |  |  |  |  |
| TOTAL CLAIMS 11 - 20  |  | x 50.00 =                | \$                    |                    |  |  |  |  |
| INDEPENDENT CLAIMS 4 - :  MULTIPLE DEPENDENT CLAIM(S)(if a  | ·  | x 200.00 =<br>+ 360.00 = | \$200.00<br>\$        |                    |  |  |  |  |
| MOETH LE DEI ENDENT GEANNONI E  | \$1350.00  |                          |                       |                    |  |  |  |  |
| ☐ Applicant claims small entity status  | \$   |                          |                       |                    |  |  |  |  |
| reduced by ½.   |  | SUBTOTAL =               | \$1350.00             |                    |  |  |  |  |
| Processing fee of \$130.00 for furnishing   | the English translation later the  |                          | \$1350.00<br>\$       |                    |  |  |  |  |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).   |  |                          |                       |                    |  |  |  |  |
| To form the polar design  |  | NATIONAL FEE =           | \$1350.00             |                    |  |  |  |  |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +  |  |                          |                       |                    |  |  |  |  |
|   | \$1350.00  |                          |                       |                    |  |  |  |  |
|   | Amount to be<br>refunded:  | \$                       |                       |                    |  |  |  |  |
|   |  |                          | charged:              | \$                 |  |  |  |  |
|   | b. Please charge my Deposit Account No in the amount of \$ to cover the above fees. A duplicate copy of this |                          |                       |                    |  |  |  |  |
| <ul> <li>sneet is enclosed.</li> <li>The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>15-0461</u>. A duplicate copy of this sheet is enclosed.</li> </ul> |  |                          |                       |                    |  |  |  |  |
| d. Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.                            |  |                          |                       |                    |  |  |  |  |
| NOTE: Where an appropriate time   | imit under 37 CFR 1 495 bas  | not been met a noti      | tion to revive (37 CE | R 1 137(a) or (b)) |  |  |  |  |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.  |  |                          |                       |                    |  |  |  |  |
| SEND ALL CORRESPONDENCE TO:   |  |                          |                       |                    |  |  |  |  |
| OLIFF & BERRIDGE, PLC Customer Number: 25944  NAME: William P. Berridge   |  |                          |                       |                    |  |  |  |  |
| REGISTRATION NUMBER: 30,024   |  |                          |                       |                    |  |  |  |  |
| Date <u>July 21, 2006</u>   | n K. Vidovich<br>DN NUMBER: 41,4   | 48                       |                       |                    |  |  |  |  |
|   |  |                          |                       |                    |  |  |  |  |
|   |  |                          |                       |                    |  |  |  |  |